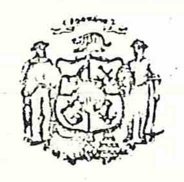




# The State of Wisconsin
# Department of Justice
# Madison
# 53702

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April 20, 1976



Mr. Charles J. Hartzheim
Herrling, Clark & Hartzheim
301 North Lynndale Drive
Appleton, WI 54911

Re: State v. James Lehrer; Case No. 145-072

Dear Chuck:

As you requested in your April 6, 1976, letter, I forwarded a copy of your letter to Chuck Leveque at the Department of Natural Resources. I am enclosing his reply, which is self-explanatory.

I think it is clear from Mr. Leveque's letter that the Department gave consideration to the factors mentioned in your letter in arriving at the $5,000 figure. I can only reiterate that, in light of sec. 144.57, Stats., and the $10 per day minimum forfeiture prescribed by that statute, a forfeiture of $5,000 represents a reasonable and fair settlement. The cost of trial would itself approach that amount, and the statutorily-prescribed forfeiture would certainly exceed it.

I trust this letter and enclosures adequately explain my client's position on this matter. Should you wish to discuss it further, feel free to call me.

Very truly yours,

Linda

Linda M. Clifford
Assistant Attorney General

LMC:gl
Enclosure



cc: Chuck Leveque